

H. Res. 796, providing for consideration of the bill (H.R. 4768) to amend title 5, United States Code, with respect to the judicial review of agency interpretations of statutory and regulatory provisions; providing for proceedings during the period from June 23, 2016, through July 4, 2016; and providing for consideration of motions to suspend the rules (H. Rept. 114–641); and

H. Res. 797, providing for consideration of the conference report to accompany the bill (H.R. 2577) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2016, and for other purposes; providing for proceedings during the period from June 23, 2016, through July 4, 2016; and providing for consideration of motions to suspend the rules (H. Rept. 114–642). **Page H4170**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Webster (FL) to act as Speaker pro tempore for today. **Page H4057**

**Recess:** The House recessed at 11:24 a.m. and reconvened at 12 noon. **Page H4066**

**Call to Order:** The Chair, under clause 2 of rule 1, found that the House was not in a state of order due to the presence of Members in the well who were not under recognition. The Chair asked Members to leave the well so that the House could proceed with business. **Page H4066**

**Recess:** The House recessed at 12:03 p.m. and reconvened at 10:04 p.m. **Page H4066**

**Decorum Statement:** The Speaker made the following announcement regarding decorum in the House Chamber: “The Chair appreciates that Members will differ on matters of policy and will seek to express those differences. But the Chair would hope that the business of the House could be conducted in a fashion that reflects positively on the dignity and decorum of this institution to which we all belong and serve.”. **Page H4066**

**Disapproving the rule submitted by the Department of Labor relating to the definition of the term “Fiduciary”—Presidential Veto:** The House voted to sustain the President’s veto of H.J. Res. 88, disapproving the rule submitted by the Department of Labor relating to the definition of the term “Fiduciary”, by a yea-and-nay vote of 239 yeas to 180 nays, Roll No. 338 (two-thirds of those present not voting to override), after the previous question was ordered by a recorded vote of 229 yeas to 175 noes with two answering “present”, Roll No. 337.

**Pages H4125–26**

Subsequently, the veto message (H. Doc. 114–140) and the bill were referred to the Committee on Education and the Workforce. **Page H4126**

**Recess:** The House recessed at 10:31 p.m. and reconvened at 12:58 a.m. on Thursday, June 23, 2016.

**Page H4126**

**Motion to Fix Next Convening Time:** Agreed to the Sessions motion that when the House adjourns on the legislative day of Wednesday, June 22, 2016, it adjourn to meet at 2:30 a.m. on Thursday, June 23, 2016, by a recorded vote of 234 yeas to 166 noes, Roll No. 339. **Pages H4126–27**

**Motion to Adjourn:** Agreed to the Sessions motion to adjourn by a recorded vote of 234 yeas to 173 noes, Roll No. 340. **Pages H4127–28**

**Quorum Calls—Votes:** One yea-and-nay vote and three recorded votes developed during the proceedings of today and appear on pages H4125, H4126, H4127, H4127–28. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and at 1:34 a.m. on Thursday, June 23, 2016, the House stands adjourned until 2:30 a.m. on Thursday, June 23, 2016.

## Committee Meetings

### PAST, PRESENT, AND FUTURE OF SNAP: EVALUATING EFFECTIVENESS AND OUTCOMES IN NUTRITION EDUCATION

*Committee on Agriculture:* Full Committee held a hearing entitled “Past, Present, and Future of SNAP: Evaluating Effectiveness and Outcomes in Nutrition Education”. Testimony was heard from public witnesses.

### MISCELLANEOUS MEASURE

*Committee on Appropriations:* Full Committee held a markup on the Homeland Security Appropriations Bill for FY 2017. The Homeland Security Appropriations Bill for FY 2017 was ordered reported, as amended.

### MILITARY CYBER OPERATIONS

*Committee on Armed Services:* Full Committee held a hearing entitled “Military Cyber Operations”. Testimony was heard from Thomas Atkin, Acting Assistant Secretary of Defense for Homeland Defense and Global Security, Office of the Secretary of Defense; Lieutenant General Kevin McLaughlin, USAF, Deputy Commander, U.S. Cyber Command; and Brigadier General Charles Moore, Jr., USAF, Joint Staff (J–39).

**CONGRESSIONAL BUDGETING: MAKING BUDGET ENFORCEMENT MORE EFFECTIVE**

*Committee on the Budget:* Full Committee held a hearing entitled “Congressional Budgeting: Making Budget Enforcement More Effective”. Testimony was heard from public witnesses.

**MISCELLANEOUS MEASURES**

*Committee on Education and the Workforce:* Full Committee held a markup on H.R. 5529, the “Accessing Higher Education Opportunities Act”; H.R. 5530, the “HBCU Capital Financing Improvement Act”; H.R. 5528, the “Simplifying the Application for Student Aid Act”; H.R. 3179, the “Empowering Students Through Enhanced Financial Counseling Act”; and H.R. 3178, the “Strengthening Transparency in Higher Education Act”. The following bills were ordered reported, as amended: H.R. 5529, H.R. 5528, H.R. 5530, H.R. 3179, and H.R. 3178.

**THE RENEWABLE FUEL STANDARD—IMPLEMENTATION ISSUES**

*Committee on Energy and Commerce:* Subcommittee on Energy and Power held a hearing entitled “The Renewable Fuel Standard—Implementation Issues”. Testimony was heard from Howard K. Gruenspecht, Deputy Administrator, Energy Information Administration; Janet McCabe, Acting Assistant Administrator, Office of Air and Radiation, Environmental Protection Agency; and public witnesses.

**MISCELLANEOUS MEASURES**

*Committee on Energy and Commerce:* Full Committee began a markup on H.R. 5510, the “FTC Process and Transparency Reform Act of 2016”; H.R. 5111, the “Consumer Review Fairness Act”; H.R. 5092, the “Reinforcing American Made Products Act”; H.R. 5104, the “Better Online Ticket Sales (BOTS) Act”; and H.R. 1301, the “Amateur Radio Parity Act of 2015”.

**MONETARY POLICY AND THE STATE OF THE ECONOMY**

*Committee on Financial Services:* Full Committee held a hearing entitled “Monetary Policy and the State of the Economy”. Testimony was heard from Janet L. Yellen, Chair, Board of Governors of the Federal Reserve System.

**VENEZUELA’S CRISIS: IMPLICATIONS FOR THE REGION**

*Committee on Foreign Affairs:* Subcommittee on the Western Hemisphere held a hearing entitled “Venezuela’s Crisis: Implications for the Region”. Testimony was heard from Michael Kozak, Deputy Assistant Secretary, Bureau of Democracy, Human Rights, and Labor, Department of State; Annie

Pforzheimer, Acting Deputy Assistant Secretary, Bureau of Western Hemisphere Affairs, Department of State; John Smith, Acting Director, Office of Foreign Assets Control, Department of the Treasury; and John Andersen, Deputy Assistant Secretary for the Western Hemisphere, Department of Commerce.

**THE PRESIDENT’S VISIT TO VIETNAM: A MISSED OPPORTUNITY TO ADVANCE HUMAN RIGHTS**

*Committee on Foreign Affairs:* Subcommittee on Africa, Global Health, Global Human Rights, and International Organizations held a hearing entitled “The President’s Visit to Vietnam: A Missed Opportunity to Advance Human Rights”. Testimony was heard from public witnesses.

**SMITHSONIAN NATIONAL AIR AND SPACE MUSEUM REVITALIZATION**

*Committee on House Administration:* Full Committee held a hearing entitled “Smithsonian National Air and Space Museum Revitalization”. Testimony was heard from David J. Skorton, Secretary of the Smithsonian Institution; and Albert G. Horvath, Undersecretary for Finance and Administration, Smithsonian Institution.

**EXAMINING THE ALLEGATIONS OF MISCONDUCT AGAINST IRS COMMISSIONER JOHN KOSKINEN, PART II**

*Committee on the Judiciary:* Full Committee held a hearing entitled “Examining the Allegations of Misconduct Against IRS Commissioner John Koskinen, Part II”. Testimony was heard from Todd Garvey, Legislative Attorney, American Law Division, Library of Congress; and public witnesses.

**LEGISLATIVE MEASURE**

*Committee on the Judiciary:* Subcommittee on the Constitution and Civil Justice held a hearing entitled “Examining H.R. 2304, the SPEAK FREE Act”. Testimony was heard from public witnesses.

**INVESTIGATING THE APPROPRIATE ROLE OF NEPA IN THE PERMITTING PROCESS**

*Committee on Natural Resources:* Full Committee held a hearing entitled “Investigating the Appropriate Role of NEPA in the Permitting Process”. Testimony was heard from public witnesses.

**CHALLENGES AND POTENTIAL SOLUTIONS FOR BLM’S WILD HORSE AND BURRO PROGRAM**

*Committee on Natural Resources:* Subcommittee on Federal Lands held a hearing entitled “Challenges and Potential Solutions for BLM’s Wild Horse and Burro Program”. Testimony was heard from Steve Ellis,

Deputy Director for Operations, Bureau of Land Management; and public witnesses.

#### **SEPARATION OF POWERS RESTORATION ACT OF 2016**

*Committee on Rules:* Full Committee held a hearing on H.R. 4768, the “Separation of Powers Restoration Act of 2016”. The committee granted, by record vote of 9–3, a structured rule for H.R. 4768. The rule provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule makes in order as original text for the purpose of amendment the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill and provides that it shall be considered as read. The rule waives all points of order against that amendment in the nature of a substitute. The rule makes in order only those further amendments printed in the Rules Committee report. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The rule waives all points of order against the amendments printed in the report. The rule provides one motion to recommit with or without instructions. In section 2, the rule provides for consideration of concurrent resolutions providing for adjournment during the month of July, 2016. In section 3, the rule provides that on any legislative day during the period from June 23, 2016, through July 4, 2016: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment. In section 4, the rule provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 4. Finally, in section 5, the rule provides that it shall be in order at any time on the legislative day of June 23, 2016, or June 24, 2016, for the Speaker to entertain motions that the House suspend the rules and that the Speaker or his designee shall consult with the Minority Leader or her designee on the designation of any matter for consideration pursuant to this section. Testimony was heard from Representatives Ratcliffe, Johnson of Georgia, and Yoho.

#### **CONFERENCE REPORT TO ACCOMPANY THE MILITARY CONSTRUCTION AND VETERANS AFFAIRS AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

*Committee on Rules:* Full Committee held a hearing on conference report to accompany the Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2017. The committee granted, by voice vote, a rule that waives all points of order against the conference report and against its consideration. The rule provides that the conference report shall be considered as read. The rule provides that the previous question shall be considered as ordered on the conference report to its adoption without intervention of any motion. During consideration of the conference report, the second sentence of clause 1(a) of rule XIX shall not apply. In section 2, the rule provides for consideration of concurrent resolutions providing for adjournment during the month of July, 2016. In section 3, the rule provides that on any legislative day during the period from June 23, 2016, through July 4, 2016: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment. In section 4, the rule provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 3. In section 5, the rule provides that it shall be in order at any time on the legislative day of June 23, 2016, or June 24, 2016, for the Speaker to entertain motions that the House suspend the rules and that the Speaker or his designee shall consult with the Minority Leader or her designee on the designation of any matter for consideration pursuant to this section. Finally, in section 6 the rule provides that upon adoption of the conference report, House Concurrent Resolution 139 shall be considered as adopted.

#### **ENSURING SOUND SCIENCE AT EPA**

*Committee on Science, Space, and Technology:* Full Committee held a hearing entitled “Ensuring Sound Science at EPA”. Testimony was heard from Gina McCarthy, Administrator, Environmental Protection Agency.

#### **AUDITS AND ATTITUDES: IS THE IRS HELPING OR HURTING SMALL BUSINESSES?**

*Committee on Small Business:* Subcommittee on Economic Growth, Tax and Capital Access held a hearing entitled “Audits and Attitudes: Is the IRS Helping or Hurting Small Businesses?”. Testimony was heard from public witnesses.

## FAA OVERSIGHT OF COMMERCIAL SPACE TRANSPORTATION

*Committee on Transportation and Infrastructure:* Subcommittee on Aviation held a hearing entitled “FAA Oversight of Commercial Space Transportation”. Testimony was heard from George C. Nield, Associate Administrator for Commercial Space Transportation, Federal Aviation Administration; Gerald L. Dillingham, Director of Civil Aviation Issues, Government Accountability Office; Michael Gold, Chair, Commercial Space Transportation Advisory Committee; Michael López-Alegría, Vice Chair, Commercial Space Transportation Advisory Committee; and a public witness.

## 2016 ANNUAL REPORT OF THE SOCIAL SECURITY BOARD OF TRUSTEES

*Committee on Ways and Means:* Subcommittee on Social Security held a hearing on the 2016 Annual Report of the Social Security Board of Trustees. Testimony was heard from Stephen C. Goss, Chief Actuary, Social Security Administration.

## Joint Meetings

No joint committee meetings were held.

## COMMITTEE MEETINGS FOR THURSDAY, JUNE 23, 2016

(Committee meetings are open unless otherwise indicated)

### Senate

*Committee on Banking, Housing, and Urban Affairs:* to hold hearings to examine bank capital and liquidity regulation, focusing on industry perspectives, 10 a.m., SD-538.

*Committee on Energy and Natural Resources:* to hold hearings to examine an original bill entitled, “Wildfire Budgeting, Response and Forest Management Act of 2016”, 10 a.m., SD-366.

*Committee on Foreign Relations:* business meeting to consider S. 2201, to promote international trade, S. 1605, to amend the Millennium Challenge Act of 2003 to authorize concurrent compacts for purposes of regional economic integration and cross-border collaborations, S. Res. 432, supporting respect for human rights and encouraging inclusive governance in Ethiopia, S. Res. 482, urging the European Union to designate Hizballah in its entirety as a terrorist organization and to increase pressure on the organization and its members to the fullest extent possible, S. Con. Res. 41, expressing the sense of Congress on the Peshmerga of the Kurdistan Region of Iraq, S. Con. Res. 38, reaffirming the Taiwan Relations Act and the Six Assurances as cornerstones of United States-Taiwan relations, an original resolution expressing the sense of the Senate in support of the North Atlantic Treaty Organization and the NATO summit to be held in Warsaw, Poland from July 8–9, 2016, and in support of committing NATO to a security posture capable of deterring threats to the Alliance, an original resolution expressing the sense of the Senate regarding compliance enforcement of

Russian violations of the Open Skies Treaty, an original resolution recognizing June 20, 2016 as “World Refugee Day”, an original resolution to express the sense of Congress on Russian military aggression, an original resolution recognizing the 70th anniversary of the Fulbright program, International Treaty on Plant Genetic Resources for Food and Agriculture, adopted by the Food and Agriculture Organization of the United Nations on November 3, 2001, and signed by the United States on November 1, 2002 (the “Treaty”) (Treaty Doc. 110–19), the Convention on the Law Applicable to Certain Rights in Respect of Securities Held with an Intermediary (the “Convention”), done at The Hague on July 5, 2006, and signed by the United States on that same day (Treaty Doc. 112–06), extradition Treaty between the Government of the United States of America and the Government of the Dominican Republic (the “Treaty”), signed at Santo Domingo on January 12, 2015 (Treaty Doc. 114–10), extradition Treaty between the Government of the United States of America and the Republic of Chile (Treaty Doc. 113–06), treaty between the United States of America and the Republic of Kazakhstan on Mutual Legal Assistance in Criminal Matters, signed at Washington on February 20, 2015 (Treaty Doc. 114–11), treaty between the Government of the United States of America and the Government of the People’s Democratic Republic of Algeria on Mutual Legal Assistance in Criminal Matters, signed at Algiers on April 7, 2010 (Treaty Doc. 114–03), treaty between the Government of the United States of America and the Government of the Hashemite Kingdom of Jordan on Mutual Legal Assistance in Criminal Matters, signed at Washington on October 1, 2013 (Treaty Doc. 114–04), the nominations of Geeta Pasi, of New York, to be Ambassador to the Republic of Chad, Mary Beth Leonard, of Massachusetts, to be Representative of the United States of America to the African Union, with the rank and status of Ambassador, and Anne S. Casper, of Nevada, to be Ambassador to the Republic of Burundi, all of the Department of State, and routine lists in the Foreign Service; to be immediately followed by a hearing to examine NATO, focusing on reviewing the agenda and assessing the potential outcomes of the Warsaw summit, 10 a.m., SD-419.

*Committee on Homeland Security and Governmental Affairs:* Permanent Subcommittee on Investigations, to hold hearings to examine customer service and billing practices in the cable and satellite television industry, 10 a.m., SD-342.

*Committee on Small Business and Entrepreneurship:* to hold hearings to examine ramifications of the Supreme Court Kingdomware decision, 10 a.m., SR-428A.

*Special Committee on Aging:* to hold hearings to examine ensuring person-centered care for individuals with serious illness, 11 a.m., SD-562.

### House

*Committee on Agriculture,* Subcommittee on General Farm Commodities and Risk Management, hearing entitled “Big Data and Agriculture: Innovation in the Air”, 10 a.m., 1300 Longworth.

*Committee on Appropriations,* Full Committee, markup on State, Foreign Operations, and Related Programs Appropriations Bill for FY 2017, 10:30 a.m., H-140 Capitol.

*Committee on Education and the Workforce,* Full Committee, hearing entitled “Next Steps in K–12 Education: Examining Recent Efforts to Implement the Every Student Succeeds Act”, 9 a.m., 2175 Rayburn.